

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

CITY OF LAWRENCEBURG, KENTUCKY

COMPLAINANT

v.

SOUTH ANDERSON WATER DISTRICT

DEFENDANT

)
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)
)
) CASE NO. 96-256
)
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)
)

ORDER TO SATISFY OR ANSWER

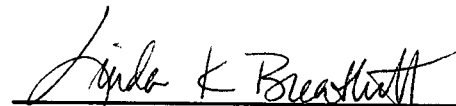
South Anderson Water District ("South Anderson Water") is hereby notified that it has been named as defendant in a formal complaint filed on June 4, 1996, a copy of which is attached hereto.


Pursuant to 807 KAR 5:001, Section 12, South Anderson Water is HEREBY ORDERED to satisfy the matters complained of or file a written answer to the complaint within 10 days from the date of service of this Order.

Should documents of any kind be filed with the Commission in the course of this proceeding, the documents shall also be served on all parties of record.

Done at Frankfort, Kentucky, this 13th day of June, 1996.


PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman

ATTEST:


Executive Director


Commissioner

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

COMMISSION
PUBLIC SERVICE

JUN 04 1996

RECEIVED

City of Lawrenceburg, Ky.

Complainant)

) Case No. 96-256

vs.

South Anderson Water District

Respondent)

COMPLAINT

The City of Lawrenceburg, Ky. (Lawrenceburg), by counsel, for its complaint pursuant to KRS 278.260 states:

1. It is a city of the fourth class operating a water treatment and distribution system pursuant to KRS Chapter 96. Its address is 205 E. Woodford St., Lawrenceburg, KY 40342;

2. It is subject to the jurisdiction of the Public Service Commission under KRS 278.200 to the extent that it has wholesale water contracts with the South Anderson Water District, Alton Water and Sewer District and Stringtown Water District;

3. South Anderson Water District (District) is a water distribution utility organized under KRS Chapter 74 and is subject to the jurisdiction of the Commission pursuant to KRS 278.015. Its address is 240 E. Court St., Lawrenceburg, KY 40342;

4. On January 30, 1996, the District received approval from the Natural Resources and Environmental Protection Cabinet, Division of Water, to relocate an existing water meter. A copy of the approval is attached as exhibit 1. No authorization has been given by Lawrenceburg for this relocation;

5. The relocation of the meter will affect the operation and use of a water main operated and maintained by Lawrenceburg, causing its customers to be metered through the relocated meter;

6. The relocation of the meter to its proposed site will interfere with the operation of the facilities of Lawrenceburg in providing water service to its existing customers;

7. Since the mid-1970's, Lawrenceburg has used the water main in issue to provide water service to a parcel of property and the customers located on that parcel;

8. The meter proposed to be moved by the District is currently located at the end of the city's water main at a point beyond the annexed boundary of the city and beyond the property served by the city. A diagram of the facilities is attached as exhibit 2;

9. The relocation of the meter will place it inside the city's annexed boundary and onto the property served by the city. This relocation will place the meter upstream of the city's existing customers;

10. The relocation will cause Lawrenceburg to deliver water to its existing customers through the District's meter and could interfere with the service and operations of the city's facilities;

11. The District serves no customers through this main although it now apparently claims some possessory interest in it and intends to operate it as part of its distribution system. The relocation is unjustified and will provide no practical benefit to the District;

12. The relocation may allow the District to serve customers currently served by the city and to extend service to properties currently served by the city;

13. The interference with the city's customers, service and facilities is unreasonable and is a matter with which the city is directly interested pursuant to KRS 278.260;

14. The District has also indicated that it intends to relocate its meter on the Jenny Lillard Road to a point inside the city's annexed boundary;

15. The city has a water main that connects to the District's main on or near the Jenny Lillard Road. The city currently serves several customers from this line. The District proposes to relocate its existing meter to a point inside the city's boundary upstream of the city's existing service to these customers;

16. The relocation of this meter onto the city's water main is without the permission of the city;

17. The relocation of this meter will interfere with the facilities of the city and service to its customers;

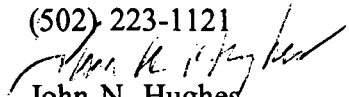
18. The Commission has jurisdiction over this matter pursuant to KRS 278.010 and KRS 278.260;

19. Lawrenceburg has a direct interest in the practices and acts of the District in proposing to move these meters in that its facilities and service will be affected;

20. Lawrenceburg requests that the Commission order the District to maintain its facilities in their current configuration; that the District be ordered to refrain from interfering with the facilities, operations and customers of the city; that the District be ordered to operate its facilities in a manner that will not interfere with the operations of the city's water system; and for any and all other appropriate relief necessary to protect the facilities and operations of the city's treatment and distribution system.

Submitted By:

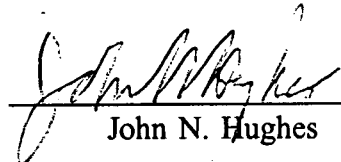
Robert L. Chenoweth
121 Bridge St.
Frankfort, KY 40601
(502) 223-1121


John N. Hughes
124 W. Todd St.
Frankfort, KY 40601
(502) 227-7270

Attorneys for the City of
Lawrenceburg, Ky.

Certification:

I certify that a copy of this Complaint was served on the South Anderson Water District by first class mail on the 4th day of June, 1996.


John N. Hughes

James E. Bickford
SECRETARY



Paul E. Patton
GOVERNOR

COMMONWEALTH OF KENTUCKY
NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION
FRANKFORT OFFICE PARK
14 REILLY ROAD
FRANKFORT, KENTUCKY 40601

January 30, 1996

South Anderson Water District
246 Court Street
Lawrenceburg, Kentucky 40342

RE: DW #0030660-95-003
Water Line Relocation
U.S. 62 Connection
Anderson County, Kentucky

Dear Sirs:

This is to advise that plans and specifications covering the above referenced subject are APPROVED with respect to sanitary features of design as of this date with the following stipulations:

1. Water mains shall be laid at least 10 feet horizontally from any existing or proposed sewer. A sewer is defined as any conduit conveying fluids other than potable water. The distance shall be measured edge to edge. In cases where it is not practical to maintain a 10 foot separation, this office may allow deviation on a case-by-case basis, if supported by data from the design engineer. Such deviation may allow installation of the water main closer to a sewer, provided that the water main is laid in a separate trench or on an undisturbed shelf located on one side of the sewer at such an elevation that the bottom of the water main is at least 18 inches above the top of the sewer. This deviation will not be allowed for force mains.

Water mains crossing sewers shall be laid to provide a minimum vertical distance of 18 inches between the outside of the water main and the outside of the sewer. This shall be the case where the water main is either above or below the sewer. At crossings, one full length of the water pipe shall be located so both joints will be as far from the sewer as possible. Special structural support for the water and sewer pipes may be required.



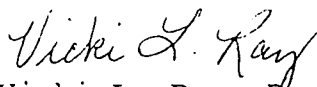
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2. Water lines within a 200 foot radius of oil or gasoline lines, underground storage tanks, petroleum storage tanks or pumping stations shall be constructed of ductile iron pipe. Pipe joint materials which are resistant to permeation of the petroleum products shall be used within the 200 foot radius.
3. A minimum free chlorine residual of 0.2 ppm must be maintained throughout the distribution system. If this residual can not be maintained, booster chlorination facilities must be provided. If chloramination is used, a minimum combined residual of 0.5 ppm must be maintained throughout the distribution system.
4. When this project is completed, the owner shall submit a written certification to the Division of Water that the above referenced water supply facilities have been constructed and tested in accordance with the approved plans and specifications and the above stipulations. Such certification shall be signed by a registered professional engineer.

This approval has been issued under the provisions of KRS Chapter 224 and regulations promulgated pursuant thereto. Issuance of this approval does not relieve the applicant from the responsibility of obtaining any other approvals, permits or licenses required by this Cabinet and other state, federal and local agencies.

Unless construction of this project is begun within one year from the date of approval, the approval shall expire.

Sincerely,


Vicki L. Ray, Branch Manager
Drinking Water Branch
Division of Water

VLR:WLH:lm

Enclosures

C: Kenvirons, Inc.
Anderson County Health Department
Public Service Commission
Frankfort Regional Office
~~Drinking Water Files~~

SOUTH ANDERSON WATER DISTRICT
P.O. BOX 16
LAWRENCEBURG, KENTUCKY 40342

December 21, 1995

Kentucky Division of Water
Drinking Water Branch
Frankfort Office Park
18 Reilly Road
Frankfort, Kentucky 40601

RE: U.S. 62 Connection Project
Anderson County, Kentucky

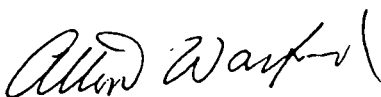
*mt 12-22-95
0030660-95-003*

Dear Sirs:

Attached for your approval are four (4) copies of the plans and specifications for the above referenced project. The connection will provide us with an alternate means to supply water to two of our existing distribution zones. No new customers will be added to the system with this project. The plans and specifications have been reviewed and accepted by the District.

Please contact the engineer or myself if you have any questions regarding this submittal.

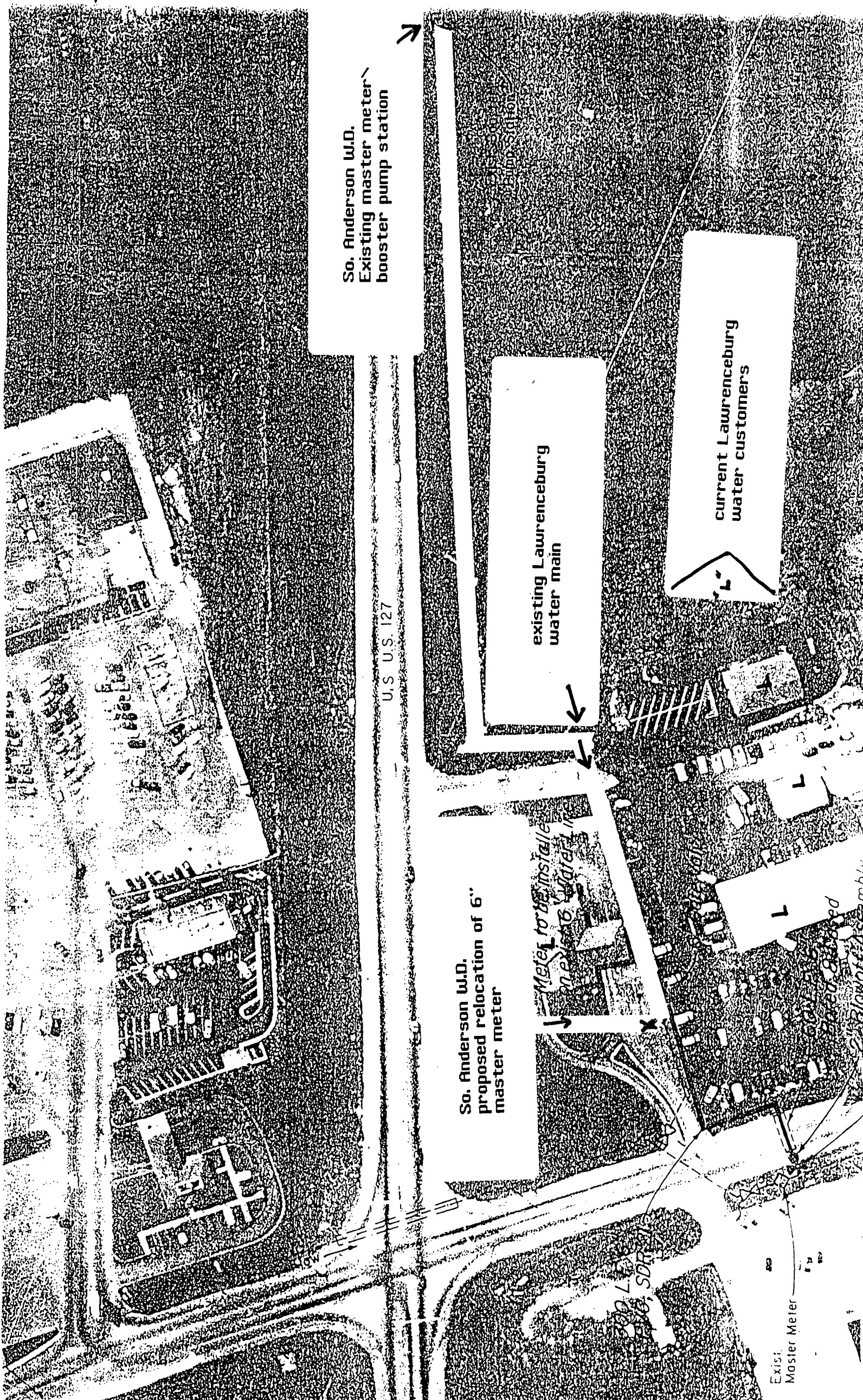
Sincerely,


Alton Warford
Manager

AW:sp

Attachment

cc: Ken Taylor, Kenvirons, Inc.



So. Anderson W.D.
Existing master meter
booster pump station

U.S. U.S. 127

So. Anderson W.D.
proposed relocation of 6"
master meter

existing Lawrenceburg
water main

current Lawrenceburg
water customers

Meter to be installed
on existing water line

Exist.
Master Meter

300 L
12" G, SDR 11

Blow-off Assembly